



Arizona Utility  
Investors Association

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INTERVENTION

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

Marc Spitzer  
Chairman

Jim Irvin

Commissioner Arizona Corporation Commission

William A. Mundell  
Commissioner

Mike Gleason  
Commissioner

Jeff Hatch-Miller  
Commissioner

DOCKETED

APR 28 2003

2003 APR 28 P 4: 57

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF  
ARIZONA WATER COMPANY, AN  
ARIZONA CORPORATION, FOR ADJUST-  
MENTS TO ITS RATES AND CHARGES FOR  
UTILITY SERVICE FURNISHED BY ITS  
NORTHERN GROUP AND FOR CERTAIN  
RELATED APPROVALS.

DOCKET NO.

W-01445A-00-0962

### APPLICATION FOR LATE-FILED INTERVENTION

#### I.

Pursuant to Rule R14-3-105, the ARIZONA UTILITY INVESTORS ASSOCIATION, INC. (AUIA) hereby applies to the Arizona Corporation Commission (Commission) for an order granting it leave to intervene in the above-captioned proceeding.

#### II.

AUIA represents the interests of investors in electric, gas, water and telecommunications companies, which are based in or are authorized to do business in the state of Arizona. The membership of AUIA numbers approximately six thousand individuals and regulated entities, including large and small water companies that may be affected by any Commission decision in this matter.

#### III.

In order to represent the interests of its members, AUIA must be able to examine any new materials or testimony offered as evidence during the balance of this proceeding.

IV.

The admission of AUIA as an intervenor will not unduly broaden the issues in this proceeding. Specifically, AUIA does not intend to challenge any portion of the evidentiary record that has been created to date in this proceeding on to mount any objection to orders already entered in this docket.

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V.

AUIA's rationale for requesting intervention at this point in time is that the issues in this case may be expanded to affect many entities other than Arizona Water Company. Based on the comments of Commission members at the Open Meeting on April 22, 2003, the Commission intends to enlarge the issues as follows:

- a) The Commission expects to treat the final order in this case as a "template" for later cases involving the recovery of arsenic mitigation costs, which would affect companies represented by AUIA.
- b) The Commission expects to entertain arguments regarding the specific application of lease arrangements in financing arsenic mitigation, which could affect numerous Arizona water companies, including those represented by AUIA.
- c) The Commission may solicit new evidence from other agencies, including the Arizona Department of Environmental Quality, regarding the available options and cost allocations of various arsenic treatment systems.

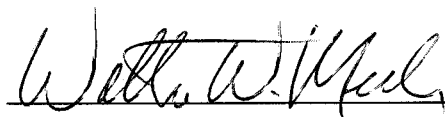
In light of these circumstances and the fact that the matter has been remanded to the Hearing Division for further consideration, AUIA believes that it should be granted late intervention in this proceeding.

VI.

The name, mailing address and telephone number of the person upon whom service is to be made is:

Walter W. Meek, President  
Arizona Utility Investors Association  
2100 N. Central Avenue, Suite 210  
Phoenix, AZ 85004  
(602) 257-9200

Respectfully submitted, this 28th day of April, 2003.

  
Walter W. Meek, President

## CERTIFICATE OF SERVICE

An original and 13 copies of the foregoing Application were filed this 28<sup>th</sup> day of April, 2003, with:

Docket Control  
Arizona Corporation Commission  
1200 W. Washington  
Phoenix, AZ 85007

Copies of the foregoing Application were delivered this 28<sup>th</sup> day of April, 2003, to:

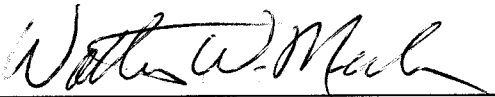
Ernest G. Johnson, Esq., Utilities Division  
Christopher Kempley, Esq., Legal Division  
Dwight Nodes, Esq., Hearing Division  
Arizona Corporation Commission  
1200 W. Washington  
Phoenix, AZ 85007

Copies of the foregoing Application were mailed this 28<sup>th</sup> day of April, 2003, to:

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Walter W. Meek